

Glassman, Edwards, Wade & Wyatt, P. C.

3929
 RICHARD GLASSMAN¹
 TIM EDWARDS^{1,2}
 B.J. WADE
 CARL K. WYATT
 DALE H. TUTTLE
 ROBERT A. COX

SPECIAL COUNSEL - MISSISSIPPI
 MARTIN W. ZUMMACH¹
 JOSEPH M. SPARKMAN, JR.²

¹ CERTIFIED CIVIL TRIAL SPECIALIST -
 TENNESSEE COMMISSION ON CONTINUING
 LEGAL EDUCATION AND SPECIALIZATION and
 NATIONAL BOARD OF TRIAL ADVOCACY
² LICENSED U.S. PATENT & TRADEMARK OFFICE

¹ ALSO LICENSED IN MONTANA
² ALSO LICENSED IN MISSISSIPPI
³ ALSO LICENSED IN ALABAMA
⁴ ALSO LICENSED IN ARKANSAS

Attorneys at Law
 A PROFESSIONAL CORPORATION
 26 NORTH SECOND STREET BUILDING
 MEMPHIS, TENNESSEE 38103
 TEL. 901/527-4673
 FAX 901/521-0940

website: www.gewwlaw.com

TODD E. MURRAH^{1,2,3}
 LORI J. KEEN
 JAMES F. HORNER
 WARREN D. McWHIRTER
 ALAN R. STRAIN
 R. DOUGLAS HANSON
 WILLIAM F. BURNS
 DAVID C. RILEY
 MICHAEL BECKER⁴
 STEVEN M. MARKOWITZ
 MELISSA C. BERRY
 TAMEKA TURNER-PERRY²
 BRANDY S. PARRISH
 SCOTT McCULLOUGH
 LEGAL ASSISTANTS
 LESLEY L. DOTSON
 CHERYL THORNHILL
 ALIE NUTZELL
 ELIZABETH R. CASSAGNE
 ANNETTA SHARP
 SHELIA MATTISON

OFFICE ADMINISTRATOR
 SUSAN B. STEPHENSON

FACSIMILE TRANSMISSION

PLEASE DELIVER TO: Shanda Ross

FAX RECEIVED

FACSIMILE NO: 703-305-7658

OCT 07 2003

FROM: Todd Murrah

GROUP 3600

DATE: September 24, 2003 FILE #: 00-423

OFFICIAL

NUMBER OF PAGES (INCLUDING COVER PAGE): 19

Attached is a copy of the Application and attachments.

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED AND MAY CONTAIN INFORMATION WHICH IS PRIVILEGED, CONFIDENTIAL OR EXEMPT FROM DISCLOSURE UNDER APPLICABLE STATE OR FEDERAL LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THIS MESSAGE TO THE INTENDED RECIPIENT, YOU ARE NOW NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, DISCLOSURE OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY THE SENDER IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL NOTICE TO THE ADDRESS ABOVE VIA REGULAR U.S. MAIL. IF NOT RECEIVED COMPLETE, PLEASE PHONE 901/527-4673 OR FAX 901/521-0940 (USA). THANK YOU.

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

Todd Murrah
26 N. 2nd Street
Mphs, In 38103

00-423

24

**OFFICIAL****FAX RECEIVED****OCT 07 2003****GROUP 3600**

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Commission of Patents & Trademarks
 U.S. Dept of Commerce
 Patent & Trademark
 Washington, D.C. 20231

4a. Article Number

7000 0520 018 117 8874

4b. Service Type

- | | |
|---|------------------------------------|
| <input type="checkbox"/> Registered | <input type="checkbox"/> Certified |
| <input checked="" type="checkbox"/> Express Mail | <input type="checkbox"/> Insured |
| <input type="checkbox"/> Return Receipt for Merchandise | <input type="checkbox"/> COD |

7. Date of Delivery

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

USPS - Track & Confirm

Page 1 of 1



Track & Confirm

Delivery Status

You entered 7000 0520 0018 1717 8874

Your item was delivered at 7:54 am on December 24, 2002 in
WASHINGTON, DC 20231.

[Shipment History >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)

POSTAL INSPECTORS
Preserving the Trust

[site map](#) [contact us](#) [government services](#)
Copyright © 1999-2002 USPS. All Rights Reserved. [Terms of Use](#) [Privacy Policy](#)

Glassman, Edwards, Wade & Wyatt, P. C.

RICHARD GLASSMAN[†]
TIM EDWARDS^{†,1}
B.J. WADE
CARL K. WYATT
DALE H. TUTTLE
ROBERT A. COX

SPECIAL COUNSEL - MISSISSIPPI
MARTIN W. ZUMMACH[†]
JOSEPH M. SPARKMAN, JR.[†]

[†] CERTIFIED CIVIL TRIAL SPECIALIST -
TENNESSEE COMMISSION ON CONTINUING
LEGAL EDUCATION AND SPECIALIZATION and
NATIONAL BOARD OF TRIAL ADVOCACY
[†] LICENSED U.S. PATENT & TRADEMARK OFFICE

¹ ALSO LICENSED IN MONTANA
¹ ALSO LICENSED IN MISSISSIPPI
¹ ALSO LICENSED IN ALABAMA
¹ ALSO LICENSED IN ARKANSAS

Attorneys at Law
A PROFESSIONAL CORPORATION
26 NORTH SECOND STREET BUILDING
MEMPHIS, TENNESSEE 38103
TEL. 901/527-4673
FAX 901/521-0940

website: www.gewwlaw.com

TODD B. MURRAH^{1,2}
LORI J. KEEN
JAMES F. HORNER
WARREN D. McWHIRTER
ALAN R. STRAIN
R. DOUGLAS HANSON
WILLIAM F. BURNS
DAVID C. RILEY
MICHAEL BECKER[†]
TAMEKA TURNER-PERRY[†]
BRANDY S. PARRISH
STEVEN M. MARKOWITZ
SCOTT McCULLOUGH

LEGAL ASSISTANTS
LESLEY L. DOTSON
CHERYL THORNHILL
ALIE NUTZELL
ELIZABETH R. CASSAGNE
ANNITTA SHARP

OFFICE ADMINISTRATOR
SUSAN B. STEPHENSON

December 19, 2002

VIA FACSIMILE AND CERTIFIED MAIL

Commission of Patents and Trademarks
c/o Docketing Division
United States Department of Commerce
Patent and Trademark Office
Washington, D.C. 20231

RE: Application No.: 09/740,966
Filing Date: 12/21/00
Application of Bruno Cattaruzzi
Group Art No.: 3643
Our File No.: 00-423M

Dear Docketing Division:

On April 23, 2002 I submitted a Response to the Notice of Non-compliant Amendment (37 CFR 1.21) which was mailed on March 25, 2002. Apparently my Response was not docketed and submitted to the legal instruments examiner (LIE).

After contacting the Patent Examiner regarding the status of the file I was instructed resubmit the previous Responses to your attention. Accordingly, please find enclosed the following:

1. Notice of Non-compliant Amendment; and
2. Applicant's Response dated April 23, 2002 incorporating a marked up version and clean version of the claims as instructed.


I would appreciate it if you would docket the response and forward same to the appropriate person

Page 2
December 19, 2002

for consideration in order that my client's application can continue through prosecution. If you have any questions or comments, please let me know.

Respectfully,

GLASSMAN, EDWARDS, WADE
& WYATT, P. C.



TODD B. MURRAH

TBM/km



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov

Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment filed on 03/05/02 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on September 8, 2000 (see 65 Fed. Reg. 54603, Sept. 8, 2000, and 1238 O.G. 77, Sept. 19, 2000). In order for the amendment to be compliant, applicant must supply the following omissions or corrections in response to this notice.

THE FOLLOWING ITEMS ARE REQUIRED FOR COMPLIANCE WITH RULE 1.121 (APPLICANT NEED NOT RE-SUBMIT THE ENTIRE AMENDMENT):

- ☐ 1. A clean version of the replacement paragraph(s)/section(s) is required. See 37 CFR 1.121(b)(1)(ii).
- ☐ 2. A marked-up version of the replacement paragraph(s)/section(s) is required. See 37 CFR 1.121(b)(1)(iii).
- ☒ 3. A clean version of the amended claim(s) is required. See 37 CFR 1.121(c)(1)(i).
- ☒ 4. A marked-up version of the amended claim(s) is required. See 37 CFR 1.121(c)(1)(ii).

Explanation: _____

(LIE: Please provide specific details for correction to assist the applicant. For example, "the clean version of claim 6 is missing.")

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/dcom/olia/pbg/sampleaf.pdf>. A condensed version of a sample amendment format is attached.

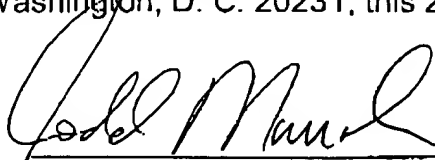
- ☐ **PRELIMINARY AMENDMENT:** Unless applicant supplies the omission or correction to the preliminary amendment in compliance with revised 37 CFR 1.121 noted above within ONE MONTH of the mail date of this letter, examination on the merits may commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.
- ☒ **AMENDMENT AFTER NON-FINAL ACTION:** Since the above-mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of ONE MONTH or THIRTY DAYS from the mailing of this notice, whichever is longer, within which to supply the omission or correction noted above in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Eric V. Bunn
Legal Instruments Examiner (LIE)

(Rev. 12/01)

MAILING CERTIFICATE

I hereby certify that the within correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Honorable Commissioner of Patents and Trademarks, Washington, D. C. 20231, this 23rd day of April, 2002.



TODD B. MURRAH